

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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U.S. DISTRICT COURT
DISTRICT OF MASS

EK VENTURES I, LLC, DAVID L.
TAYLOR, DAVID L. TAYLOR and
VIRGINIA L. TAYLOR as TRUSTEES FOR
THE TAYLOR FAMILY REVOCABLE
TRUST and FLEXTRONICS
INTERNATIONAL LTD.,

Plaintiffs,

Civil Action
No. 03CV12506WGY

v.

JAMES R. BARTLETT and Z.B.R.
PUBLICATIONS, INC.,

Defendants.

**DEFENDANT JAMES R. BARTLETT'S MOTION TO DISMISS THE
FIRST AMENDED COMPLAINT**

Defendant James R. Bartlett hereby moves pursuant to Fed.R.Civ.P. 12 (b)(6) and Local Rule 7.1, to dismiss all counts of the First Amended Complaint filed by plaintiffs, EK Ventures I, LLC, David L. Taylor, David L. Taylor and Virginia L. Taylor as trustees for the Taylor Family Revocable Trust and Flextronics International, Ltd.

As grounds therefore, Defendant Bartlett refers to and incorporates herein by reference the accompanying Defendant James R. Bartlett's Memorandum In Support Of His Motion to Dismiss The First Amended Complaint.

Wherefore, Defendant Bartlett respectfully requests that this Court dismiss all counts of the plaintiffs' First Amended Complaint as they relate to him.

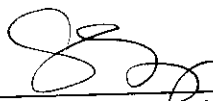
REQUEST FOR ORAL ARGUMENT

Defendant Bartlett hereby respectfully requests oral argument on his Motion to Dismiss
The First Amended Complaint.

Defendant,

JAMES R. BARTLETT

By his attorneys,



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Dated: January 21st, 2004